Application No. 09/850,985

Amendment dated December 9, 2003

Reply to Office Action dated September 17, 2003

Listing of Claims:

This listing of claims will replace all prior versions, and listing, of claims in the application.

1. (Currently Amended) A container comprising a base having a bottom wall and a

continuous base wall, the continuous base wall encompassing the bottom wall and extending

upwardly therefrom, the base being made from a mixture of a polyolefin and a filler, the mixture

comprising from about 35 to about 65 wt.% filler and from about 35 to about 65 wt.% polyolefin,

the filler includes talc and calcium carbonate, the talc having an aspect ratio of at least about 5:1

and the calcium carbonate having an aspect ratio of less than about 3:1, the filler comprising from

about 50 wt.% to about 75 wt.% calcium carbonate, further characterized by having Gardner

Impact Mean Failure Energy of greater than about 8 in-lbs, as measured on a 0.020 inch thick

sheet in accordance with ASTM D5420-98a.

2. (Previously Presented) The container of claim 1, wherein the container further comprises a

lid, the lid having a top wall and a continuous lid wall, the lid wall encompassing the top wall and

extending downwardly therefrom, the lid comprising a polyolefin and a filler, the lid comprising

from about 35 to about 65 wt.% filler and from about 35 to about 65 wt.% polyolefin, the filler

including talc and calcium carbonate, the talc having an aspect ratio of at least about 5:1 and the

calcium carbonate having an aspect ratio of less than about 3:1, the filler comprising from about

50 wt.% to about 75 wt.% calcium carbonate.

Page 2 of 8

CHICAGO 270532v1 47097-01059

Application No. 09/850,985 Amendment dated December 9, 2003 Reply to Office Action dated September 17, 2003

3. (Previously Presented) The container of claim 1, wherein the talc has an aspect ratio of

from about 5:1 to about 40:1.

4. (Previously Presented) The container of claim 3, wherein the talc has an aspect ratio of

from about 10:1 to about 20:1.

5. (Previously Presented) The container of claim 1, wherein the calcium carbonate has an

aspect ratio of from 1:1 to about 2:1.

6-10. (Cancelled)

11. (Original) The container of claim 1, wherein the polyolefin is a polypropylene, a

polyethylene, or combinations thereof.

12. (Original) The container of claim 11, wherein the polyolefin is a polypropylene.

13. (Original) The container of claim 12, wherein the polyolefin is a polypropylene

homopolymer.

14. (Original) The container of claim 12, wherein the polyolefin is an impact copolymer

polypropylene.

Page 3 of 8

CHICAGO 270532v1 47097-01059

Application No. 09/850,985

Amendment dated December 9, 2003

Reply to Office Action dated September 17, 2003

15-22. (Cancelled)

23. (Withdrawn) A sheet adapted to be formed into a container, said sheet comprising a

mixture of a polyolefin and a filler, the mixture comprising from about 30 to about 75 wt.% filler

and from about 25 to about 70 wt.% polyolefin, the filler includes a high aspect ratio filler and a

low aspect ratio filler, the high aspect ratio filler having an aspect ratio of at least about 5:1 and

the low aspect ratio filler having an aspect ratio of less than about 3:1, the filler comprising at

least 50 wt.% of low aspect ratio filler.

24. (Withdrawn) The sheet of claim 23, wherein the sheet has a flexural modulus of at least

350,000 psi as determined by ASTM D790.

25. (Withdrawn) The sheet of claim 24, wherein the sheet has a tensile modulus of at least

300,000 psi as determined by ASTM D638.

26. (Withdrawn) A sheet comprising a base made from a mixture of a polyolefin and a filler,

the mixture comprising from about 30 to about 75 wt.% filler and from about 25 to about 70

wt.% polyolefin, the filler includes a high aspect ratio filler and a low aspect ratio filler, the high

aspect ratio filler having an aspect ratio of at least about 5:1 and the low aspect ratio filler having

an aspect ratio of less than about 3:1, the filler comprising at least 50 wt.% of low aspect ratio

filler.

Page 4 of 8

CHICAGO 270532v1 47097-01059

Application No. 09/850,985 Amendment dated December 9, 2003 Reply to Office Action dated September 17, 2003

- 27. (Withdrawn) The sheet of claim 26, wherein the high aspect ratio filler has an aspect ratio of from about 5:1 to about 40:1.
- 28. (Withdrawn) The sheet of claim 27, wherein the high aspect ratio filler has an aspect ratio of from about 10:1 to about 20:1.
- 29. (Withdrawn) The sheet of claim 26, wherein the low aspect ratio filler has an aspect ratio of from 1:1 to about 2:1.
- 30. (Withdrawn) The sheet of claim 26, wherein the filler comprises from about 50 to about 80 wt.% low aspect ratio filler and from about 20 to about 50 wt.% high aspect ratio filler.
- 31. (Withdrawn) The sheet of claim 26, wherein the high aspect ratio filler is talc, mica, wollastonite, or combinations thereof.
- 32. (Withdrawn) The sheet of claim 31, wherein the high aspect ratio filler is talc.
- 33. (Withdrawn) The sheet of claim 26, wherein the low aspect ratio filler is calcium carbonate, barium sulfate, or the combination thereof.
- 34. (Withdrawn) The sheet of claim 33, wherein the low aspect ratio filler is calcium carbonate.

Application No. 09/850,985 Amendment dated December 9, 2003 Reply to Office Action dated September 17, 2003

35. (Withdrawn) The sheet of claim 26, wherein the polyolefin is a polypropylene, a

polyethylene, or combinations thereof.

36. (Withdrawn) The sheet of claim 35, wherein the polyolefin is a polypropylene.

37. (Withdrawn) The sheet of claim 36, wherein the polyolefin is a polypropylene

homopolymer.

38. (Withdrawn) The sheet of claim 36, wherein the polyolefin is an impact copolymer

polypropylene.

39. (Withdrawn) The sheet of claim 26, wherein the mixture comprises from about 35 to

about 65 wt.% filler and from about 35 to about 65 wt.% polyolefin.

40. (Withdrawn) A sheet comprising a base made from a mixture of a polyolefin and a filler,

wherein the filler includes a mixture of from about 20 to about 50 wt.% talc and from about 50 to

about 80 wt.% calcium carbonate.

41. (Withdrawn) The sheet of claim 40, wherein the polyolefin is a polypropylene, a

polyethylene, or combinations thereof.

Page 6 of 8

Application No. 09/850,985

Amendment dated December 9, 2003

Reply to Office Action dated September 17, 2003

42. (Withdrawn) The sheet of claim 41, wherein the polyolefin is a homopolymer

polypropylene.

43. (Withdrawn) The sheet of claim 41, wherein the polyolefin is an impact copolymer

polypropylene.

44. (Withdrawn) A sheet comprising a base made from a mixture of a polymer and a filler,

wherein the filler includes a mixture of from about 20 to about 50 wt.% of a first filler and from

about 50 to about 80 wt.% of a second filler, the first filler being selected from talc, mica,

wollastonite, or combinations thereof, and the second filler being selected from calcium carbonate,

barium sulfate, or combinations thereof.

45. (Withdrawn) The container according to claim 44, wherein the first filler is talc.

46. (Withdrawn) The container according to claim 44, wherein the second filler is calcium

carbonate.

Page 7 of 8